

# SENATE JOURNAL

SIXTY-NINTH LEGISLATURE — THIRD CALLED SESSION

AUSTIN, TEXAS

## PROCEEDINGS

### FIRST DAY

(Monday, September 8, 1986)

In obedience to the Proclamation of the Honorable Mark White, Governor of the State of Texas, the Senate met in the Senate Chamber of the State Capitol at Austin, Texas, on the 8th day of September, 1986, at 11:00 o'clock a.m. and was called to order by the Honorable William P. Hobby, Lieutenant Governor and President of the Senate.

The President directed the Secretary of the Senate to call the roll of the Senate.

The roll was called and the following Senators were present: Barrientos, Blake, Brooks, Brown, Caperton, Edwards, Farabee, Green, Harris, Henderson, Jones, Kothmann, Krier, Leedom, McFarland, Mauzy, Montford, Parker, Parmer, Santiesteban, Sarpalius, Sharp, Traeger, Truan, Washington, Whitmire.

Absent: Howard.

Absent-excused: Glasgow, Lyon, Sims, Uribe.

A quorum was announced present.

The Reverend Dr. Browning Ware, First Baptist Church, Austin, offered the invocation as follows:

This prayer is a famous prayer that was first prayed by a pastor in a little tiny church and now it's world famous as the Serenity Prayer. It makes sense for us.

God grant us the serenity to accept the things we cannot change, courage to change the things we can and wisdom to know the difference. Amen.

### LEAVES OF ABSENCE

Senator Sims was granted leave of absence for today on account of important business on motion of Senator Jones.

Senator Uribe was granted leave of absence for today on account of important business on motion of Senator Brooks.

Senator Glasgow was granted leave of absence for today on account of important business on motion of Senator Brooks.

Senator Lyon was granted leave of absence for today on account of illness on motion of Senator Brooks.

### PROCLAMATION FROM THE GOVERNOR CALLING SPECIAL SESSION

The President laid before the Senate the following Proclamation from the Governor:

### PROCLAMATION BY THE

### GOVERNOR OF THE STATE OF TEXAS

TO ALL TO WHOM THESE PRESENTS SHALL COME:

Pursuant to the provisions of Article IV, Section 8 of the Texas Constitution,

I, Mark White, Governor of Texas, do hereby call a special session of the 69th Legislature to be convened in the City of Austin, commencing at 11:00 a.m., Monday, the 8th day of September A.D., 1986, for the following purposes:

To amend H.B. 20, 69th Legislature, Regular Session, for the purpose of making spending cuts; and

Legislation amending the Tax Code to provide for a temporary 1 1/8 cent increase in the sales tax on taxable items sold in this state, such increase to expire no later than August 31, 1987. We are unable to bridge the state's budget gap without raising revenue or renegeing on the commitment we have made to invest in the education of our children — an investment that is critical to the future of our state. We must not retreat from the reforms we have made in our schools and the commitment to excellence we have made in our universities.

The Secretary of State will take notice of this action and will notify the members of the Legislature.

Done at Austin, Texas, this the 4th day of September, 1986, under the Seal of the State properly attested by the Secretary of State.

/s/Mark White  
Governor of Texas

/s/Myra A. McDaniel  
Secretary of State

The Proclamation was read and was filed with the Secretary of the Senate.

#### **SENATE CONCURRENT RESOLUTION 1**

Senator Brooks offered the following resolution:

BE IT RESOLVED by the Senate of the State of Texas, the House of Representatives concurring, That the Senate and the House meet in Joint Session in the Hall of the House of Representatives at 12 noon, September 8, 1986; and, be it further

RESOLVED, That the Honorable Mark White, Governor of the State of Texas, be and is hereby invited to address the 3rd Called Session of the 69th Legislature in Joint Session at said time.

The resolution was read.

On motion of Senator Brooks and by unanimous consent, the resolution was considered immediately and was adopted viva voce vote.

#### **ESCORT COMMITTEE APPOINTED**

In accordance with the provisions of S.C.R. 1, the President announced the appointment of the following as a Committee to Escort Governor Mark White to the Joint Session: Senators Brooks, Caperton, Farabee, Jones and Montford.

#### **SENATE RESOLUTION 1 (Caucus Report)**

Senator Brooks offered the following resolution:

Honorable William P. Hobby  
Lieutenant Governor  
Senate of Texas  
Austin, Texas

Sir:

At a caucus held in the office of the Senate attended by Members of the Senate, the following recommendations were made, to wit:

The following officers were elected to serve for the 69th Legislature, 3rd Called Session, at the will of the Senate:

Secretary of the Senate - Betty King	Calendar Clerk - Kay Hughes
Sergeant-at-Arms - Carleton Turner	Enrolling Clerk - Patsy Spaw
Doorkeeper - Jim Morris	Journal Clerk - Margrette Vollers

All officers and employees appointed by this caucus shall hold their office of employment for the duration of the 69th Legislature, 3rd Called Session.

It is recommended that the Lieutenant Governor and the Secretary of the Senate each be permitted to name secretarial staff and assistants at salaries designated by the Lieutenant Governor and the Administration Committee respectively. The Parliamentarian, Camilla Bordie, is to be named by the Lieutenant Governor.

It is further recommended that the Administration Committee appoint a sufficient number of custodians, messengers, elevator operators, porters, and other employees as may be necessary. The President of the Senate is authorized to designate any member of the Senate or Senate staff to attend official meetings of national governmental organizations during the 69th Legislature, 3rd Called Session, while in session. Actual and necessary expenses are hereby authorized as reimbursement for such trips.

It is further recommended that each Senator shall be permitted \$13,500.00 per month for secretarial and other office staff and for intrastate travel expenses for staff employees. Any unexpended portion of this amount may be carried forward from month to month until the convening of the 70th Legislature at which time the balance lapses. In order to accrue vacation leave, compensatory/overtime leave or sick leave, employees of Members must file monthly time sheets with the Senate Personnel Office by the 10th of the month following the month in which work was performed. Employees of Members and committees must use overtime accrued in a given month by the end of the same month of the following year. Overtime accrued prior to January 1, 1986, will not be carried forward after January 1, 1987. No overtime will be paid at either the end of the fiscal year or at an employee's termination.

The Lieutenant Governor, Senators, and the Secretary of the Senate are hereby fully authorized and empowered to use any assistant Sergeant-at-Arms and all other necessary employees for any and all services needed in and about the Senate.

It is further recommended that the Lieutenant Governor, each Senator, and the Secretary of the Senate be permitted to subscribe for newspapers as necessary to be paid out of the contingent fund and be allowed the stationery and postage needed by them respectively, and expenses incurred in transmitting and receiving telephone and telegraph messages and express charges as may be actually necessary in the discharge of their official duties, said expenses to be paid out of the contingent fund.

It is further recommended that not to exceed 2,000 journals be printed, all of which shall be prorated among the Senators and Lieutenant Governor, except that 175 journals shall be furnished the members of the House.

It is further recommended that the Legislative Reference Library be furnished 60 copies of the daily journal.

It is further recommended that all salaries and expenses herein authorized to be incurred and paid for shall be paid out of the per diem and contingent expense fund of the 69th Legislature as follows: the Senate shall request the State Comptroller of Public Accounts to issue general revenue warrants for the payment of the employees of the Lieutenant Governor's office, the Lieutenant Governor,

Members of the Senate, employees of the Senate committees, and employees of the Senate, except as provided in Section 20 of the Legislative Reorganization Act (Article 5429f, Vernon's Texas Civil Statutes), upon presentation of the payroll account signed by the Chairman of the Administration Committee and the Secretary of the Senate; and for the payment of materials, supplies, and expenses of the Senate, including travel expenses for Members and employees, upon vouchers signed by the Chairman of the Senate Committee on Administration and the Secretary of the Senate.

It is further recommended that no employee of the Senate shall, during the time he or she is employed, furnish to any person, firm, or corporation any information other than general information furnished the public pertaining to the Senate, and they shall not without permission receive any compensation from any person, firm, or corporation during their employment by the Senate, and any employee found guilty of violating this provision shall be immediately discharged.

All employees, except those responsible directly to the Lieutenant Governor, members of the Senate, Secretary of the Senate, committee, or to the head of a department, shall report for duty at 8 a.m., and 1:00 p.m. each day to the Sergeant-at-Arms of the Senate, except part-time employees, who shall report at the place and time directed by the Sergeant-at-Arms, and none of such employees shall be paid for the days they are absent from the Senate, unless excused by the Sergeant-at-Arms.

It is further recommended that the chairman of each standing committee shall have authority to employ such additional employees of his own selection as may be needed by said committee, said employees to receive the same compensation paid similar positions as herein fixed, and to discharge the duties of said standing committee, subject to the approval of the Administration Committee.

It is further recommended that no employee of the Senate, except those whose official duties require them to work upon the floor of the Senate, shall have access to the floor unless that employee shall have been requested by a Senator, the Lieutenant Governor, or the Secretary of the Senate to come on the floor for some official duty, after the performance of which he shall immediately leave the floor of the Senate. The Sergeant-at-Arms is specifically ordered to see that this provision is carried out.

Only those who have privileges of the floor during the session of the Senate shall be permitted on the Senate floor for a period of 30 minutes prior to the time the Senate convenes. The Sergeant-at-Arms is instructed to enforce this rule and to permit only those having the privileges of the floor to enter or remain on the Senate floor during such 30-minute period.

Respectfully submitted,

/s/BROOKS  
Chairman of the Caucus

/s/MAUZY  
Secretary of the Caucus

The resolution was read and was adopted viva voce vote.

#### **ELECTION OF PRESIDENT PRO TEMPORE FOR THIRD CALLED SESSION OF THE SIXTY-NINTH LEGISLATURE**

The President announced the election of a President Pro Tempore as the next order of business.

On motion of Senator Brooks, Senator Carlos Truan of Nueces County was elected President Pro Tempore for the Third Called Session of the Sixty-ninth Legislature by acclamation.

## MOTION IN WRITING

The Committee was discharged.

**HOUSE NOTIFIED**

The Committee to Notify the House that the Senate was organized and ready to transact business appeared at the Bar of the Senate and Senator Parker for the Committee notified the President and Members of the Senate that the Committee had performed the duty assigned it.

The Committee was discharged.

**SENATE NOTIFIED**

A Committee from the House of Representatives appeared at the Bar of the Senate and Representative Rudd for the Committee notified the President and Members of the Senate that the House was organized and ready to transact business.

**MOTION TO RECESS**

On motion of Senator Brooks, the Senate at 11:13 o'clock a.m. agreed to recess until 12:00 o'clock noon today to attend the Joint Session and at the conclusion of the Joint Session would stand recessed until 2:30 o'clock p.m. today.

**RECESS**

On motion of Senator Brooks, the Senate at 11:13 o'clock a.m. took recess until 2:30 o'clock p.m. today.

**JOINT SESSION**

**(To hear address by the Honorable Mark White, Governor of Texas)**

The President of the Senate and the Senators present, accompanied by the Secretary of the Senate and the Sergeant-at-Arms, proceeded to the Hall of the House of Representatives at 12:00 o'clock noon, pursuant to the provisions of S.C.R. 1.

The Senators were announced and were admitted and escorted to seats prepared for them along the aisle.

The Honorable Mark White, Governor of the State of Texas, and his party were escorted to the Speaker's Rostrum by Senators Brooks, Caperton, Farabee, Jones and Montford on the part of the Senate and Representatives Danburg, A. Luna, Berlanga, G. Thompson, Uher, Cain, Denton, Gilley, Guerrero and Bush on the part of the House.

The President called the Senate to order and announced a quorum of the Senate present.

The Honorable Gib Lewis, Speaker of the House of Representatives, called the House to order, announced a quorum of the House present and stated the purpose of the Joint Session.

Speaker Lewis introduced the President.

The President then introduced the Honorable Mark White, Governor of Texas, who addressed the Joint Session as follows:

"Lieutenant Governor Hobby, Speaker Lewis, Members of the Senate and the House of Representatives, friends and fellow Texans:

Let me skip the history and the stories today. Let me instead go right to the heart of the problem facing us and the people of Texas.

For more than thirty days we have been debating how to resolve the budget crisis caused by the unprecedented decline of oil prices.

This debate has been a long, serious and difficult one, and no one wants to see it continue.

The hard truth of our situation is well-known to everyone.

In the past thirty days oil prices haven't changed significantly, they remain at the lowest level in ten years.

The strong-arm tactics of the Saudis haven't changed, OPEC manipulates the price of oil at will.

The tariff policies of the federal government haven't changed, it allows the devastation of a major American industry.

The resulting hardships for Texas workers and businesses — for 740,000 unemployed — haven't changed. Our people are persevering through the hardest time of their lives.

Our constitution spells out in no uncertain terms that we shall operate the state with a balanced budget.

Some thirty days ago I asked you to take three basic, responsible steps to address the deficit.

I asked for budget cuts, and I identified more than \$900 million worth.

I asked for various other accounting and money-saving measures to trim the budget further.

And I asked for a temporary, emergency increase in the sales tax of one and one-eighth percent — a little over a penny — which would expire automatically at the end of the fiscal year, August of 1987.

We have accomplished a lot, but not everything we came here to do.

Landmark banking bills were completed to ensure the strength, vitality and modernization of the Texas banking system — for the economy to grow on.

We passed legislation to address the problem of classroom discipline and to eliminate nonessential paperwork for teachers — so we will have the very best learning environment possible for our children and our teachers.

But the people of Texas still expect us to face up to our budget problems.

There is nothing more conservative than fiscal responsibility.

It's not a question of politics. It's a question of arithmetic.

We must come to grips with the numbers, they don't lie and they don't leave us much choice.

Today we are still facing a deficit of approximately \$2 billion, the problem remains before us. It hasn't gone away.

No other legislative body in the country has faced a tougher test in modern times.

Speaker Lewis is right, the cuts must come first. I want to thank all of you for passing the budget cuts you did during August. We are \$327 million closer to bridging the gap.

It now appears that your conference committee can agree on additional cuts totaling between \$550 million and \$600 million. That brings us even closer.

And Gib, you were right when you said, "We're not that far apart." Let me be the first to acknowledge — and applaud — the responsibility and leadership you have shown by your statement Friday to support a temporary tax measure as soon as we have reached agreement on the cuts. I couldn't agree more.

Some people suggest we wait until the spring of 1987 to pass a tax bill.

But we can't solve this problem by putting it off, waiting until then, and rolling the problems of this session into the next legislature.

That's what they do in Washington. It's why they have a \$2 trillion debt. They never get around to balancing the books.

Texas differs from the federal government. We don't print money or borrow our way out of debt. In Texas we pay as we go.

A person could sit on his hands a long time waiting for oil prices to rebound, or stand idly by for the federal government to get off its hands.

We don't control the price of oil, but we can't let the price of oil control the future of Texas.

We're here to solve the problems of this biennium, and we can't do that by waiting until January or April or May.

Failure to bridge the gap right now will send the country the wrong message about Texas.

Our problems would only multiply.

Forestalling a revenue measure until next spring would almost surely invite the imposition of a greatly increased sales tax rate in order to balance the budget by the end of this fiscal year.

It would irreparably damage the state's economy. It would be too much, and too late.

Lower bond ratings for state and local governments would be costly. Once your credit rating is lost it takes a long time to get it back.

We need to avoid all that, and now is the time to do it.

I understand the sentiment against a tax increase. None of us wants one. But the choice is between attacking education or passing a temporary tax bill.

No, it isn't a question of whether we want a tax or not. Of course we don't. It's a question of making up for lost revenues due to the crash of the oil market. And it's a question of keeping this government steady on the conservative course of pay-as-you-go fiscal policy.

It's a question of abiding by our constitution. We have no right to scrap the Constitution of Texas in 1986 simply because we are confronted with tough choices.

We are expected to make tough choices and do the right thing.

We accepted that responsibility when we asked the people to elect us.

The people of this state measure us by no less than the same standard they use to measure themselves. They know what we're going through, because they are too.

They are saying, "We're strong enough and smart enough and tough enough to face this problem, why can't our government do the same?" And you know, they're right.

The unemployed oil worker in Beaumont, the rancher in San Angelo, the business owner in Dallas, the working mother in Lufkin, the farmer in Amarillo, the school teacher in San Benito...people are toughing it out all across Texas, holding on to hope, living by their wits, marshalling their courage, making some of the toughest choices in their lives. They expect the same from us.

I know what I am asking of you when I call for a temporary tax increase.

I know it's a difficult choice.

But praise will come to you from those who value a fiscally responsible government.

Praise will come to you from those who value good schools.

Praise will come to you from those who value good roads.

Praise will come to you from those who value higher education.

We're going to be criticized by some who have no vision, or by those who put politics above the fiscal integrity of our state.

We need a temporary tax increase to save education and build our future. I'll defend it. I'll explain it.

And to those who try to blame you for what we do here, tell them we had to do it. Blame me."

### RECESS

The President announced the purpose of the Joint Session had been accomplished and declared the Senate at 12:15 o'clock p.m. would stand recessed until 2:30 o'clock p.m. today in accordance with a motion previously adopted by the Senate.



**AFTER RECESS**

The Senate met at 2:30 o'clock p.m. and was called to order by the President.

**MESSAGE FROM THE HOUSE**

House Chamber  
September 8, 1986

HONORABLE W. P. HOBBY  
PRESIDENT OF THE SENATE

SIR: I am directed by the House to inform the Senate that the House has passed the following:

**S.C.R. 1**, Providing for a Joint Session on September 8, 1986, 12 noon, for address of Governor Mark White for 3rd Called Session, 69th Legislature.

Respectfully,

BETTY MURRAY, Chief Clerk  
House of Representatives

**SENATE BILLS AND RESOLUTIONS ON FIRST READING**

The following bills and resolutions were introduced, read first time and referred to the Committee indicated:

**S.R. 3** by Edwards, Uribe Health and Human Resources  
Directing the Senate Committee on Health and Human Services or its Subcommittee on Health Services to hold hearings on the Board of Medical Examiners' activities at least every six months.

**S.J.R. 1** by Uribe State Affairs  
Proposing a constitutional amendment relating to the establishment of a state lottery.

**S.J.R. 2** by Jones State Affairs  
Proposing a constitutional amendment relating to legislative regulation of an action to recover damages resulting from injury or death.

**S.J.R. 3** by Parmer Finance  
Proposing a constitutional amendment prohibiting the imposition of personal income taxes.

**S.C.R. 2** by Jones Finance  
Establishing a special interim committee to be named the Task Force on State Tax Policies.

**S.C.R. 3** by Washington Jurisprudence  
Granting Medical Computer Systems, Inc., permission to sue the State of Texas and The University of Texas System.

**S.C.R. 4** by Parker Economic Development  
Directing The Finance Commission of Texas to conduct a study relating to the feasibility and practicality of mortgage company regulation by the State of Texas.

**S.C.R. 5** by McFarland Jurisprudence  
Granting The National Life and Accident Insurance Company permission to sue the State of Texas and the State Board of Insurance.

**S.C.R. 6** by McFarland Jurisprudence  
Granting Robert Koester permission to sue the State of Texas and Texas Tech University.

**S.C.R. 7** by McFarland Jurisprudence  
Granting Del E. Webb Corporation permission to sue the State of Texas and the State Purchasing and General Services Commission.

**S.B. 2** by Uribe State Affairs  
Relating to the establishment and operation of a state lottery; providing penalties.

**S.B. 3** by Traeger Committee of the Whole Senate  
Relating to eligibility for a passenger train beverage permit; amending Section 48.03, Alcoholic Beverage Code, as added by Chapter 540, Acts of the 69th Legislature, Regular Session, 1985.

**S.B. 4** by Edwards, Sarpalius, Traeger State Affairs  
Relating to primaries, other elections, political party conventions, the selection of delegates to national presidential nominating conventions, and procedures related to candidacy for public office.

**S.B. 5** by Farabee Finance  
Relating to the issuance of tax and revenue anticipation notes of the State of Texas and the use of the proceeds.

**S.B. 6** by Jones Finance  
Relating to the transfer of certain amounts from certain special funds to the general revenue fund.

**S.B. 7** by Jones Finance  
Relating to the withholding, transfer, time of payment, and commitment of legislative appropriations.

**S.B. 8** by Jones Committee of the Whole Senate  
Relating to the creation and management of the Texas Treasury Safekeeping Trust Company.

**S.B. 9** by Farabee State Affairs  
Relating to the use of funds belonging to patients in institutions under the jurisdiction of the Texas Department of Mental Health and Mental Retardation.

**S.B. 10** by Washington Finance  
Relating to the imposition, administration, collection, and civil and criminal enforcement of a corporate profits tax.

**S.B. 11** by Washington Finance  
Relating to the imposition, collection, administration, and civil and criminal enforcement of a tax on the income of certain resident and nonresident individuals, trusts and estates, and partnerships.

**S.B. 12** by Leedom, Sims State Affairs  
Relating to the creation and duties of the Services Management Commission.

**S.B. 13** by Leedom Committee of the Whole Senate  
Relating to rewards for state employee efforts that improve state government productivity.

**S.B. 14** by Leedom State Affairs  
Relating to state premium contributions under the Texas employees uniform group insurance plan.

**S.B. 15** by Leedom State Affairs  
Relating to eligibility for coverage under the Texas employees uniform group insurance plan.

**S.B. 16** by Leedom Finance  
 Relating to the allocation of interest on state funds; amending Section 3.042, Article 4393-1, Revised Civil Statutes.

**S.B. 17** by Parker Finance  
 Relating to state funding of community education services provided by school districts.

**S.B. 18** by Parker Education  
 Relating to the creation, purpose, powers and duties, and funding of a hazardous waste research center at Lamar University at Beaumont; adding Subchapter D to Chapter 108, Education Code.

**S.B. 19** by Parker Finance  
 Relating to the minimum sick leave program for professional personnel of school districts.

**S.B. 20** by Barrientos, Parker Criminal Justice  
 Relating to the eligibility for release on parole of a prisoner serving cumulative sentences.

**S.B. 21** by Barrientos, Parker Criminal Justice  
 Relating to the notification of certain county and district officers before an order of parole of, or on a grant of clemency for, certain convicted persons.

#### MESSAGE FROM THE GOVERNOR

The following Message from the Governor was read and was referred to the Committee on Nominations:

Austin, Texas  
 September 8, 1986

TO THE SENATE OF THE SIXTY-NINTH LEGISLATURE, THIRD  
 CALLED SESSION:

I ask the advice, consent and confirmation of the Senate with respect to the following appointment:

TO BE A MEMBER OF THE TEXAS COMMISSION ON JAIL STANDARDS:

For a term to expire January 31, 1991:

MR. ROY LEE ORR of De Soto,  
 Dallas County

(Mr. Orr is replacing Mr. Ronald L. Ramey of Houston, Harris County, whose term expired.)

Respectfully submitted,  
 /s/Mark White  
 Governor of Texas

#### OATH OF OFFICE ADMINISTERED TO THE PRESIDENT PRO TEMPORE

The President announced the time had arrived to administer the Oath of Office to the President Pro Tempore.

Accordingly, the President administered the Oath of Office to Senator Carlos Truan of Nueces County, the President Pro Tempore for the Third Called Session, 69th Legislature.

**SENATE RULE 103 SUSPENDED**

On motion of Senator Harris and by unanimous consent, Senate Rule 103 was suspended in order that the Committee of the Whole Senate might today consider the following bills and resolution:

S.B. 1  
S.B. 3  
S.B. 8  
S.B. 13  
S.R. 4

**COMMITTEE OF THE WHOLE SENATE**

On motion of Senator Harris and by unanimous consent, the Senate at 2:38 o'clock p.m. agreed to resolve into a Committee of the Whole Senate.

The President appointed Senator Harris Chairman of the Committee of the Whole Senate.

**IN LEGISLATIVE SESSION**

The President called the Senate to order as In Legislative Session at 3:03 o'clock p.m.

**REPORT OF COMMITTEE**

Senator Harris submitted the following report for the Committee of the Whole Senate:

S.R. 4  
S.B. 3  
S.B. 13  
S.B. 8  
S.B. 1

**SENATE BILL 8 ON SECOND READING**

On motion of Senator Jones and by unanimous consent, all necessary rules, including the printing rule, were suspended to take up for consideration at this time on its second reading and passage to engrossment:

**S.B. 8**, Relating to the creation and management of the Texas Treasury Safekeeping Trust Company.

The bill was read second time and was passed to engrossment viva voce vote.

**SENATE BILL 8 ON THIRD READING**

Senator Jones moved that the Constitutional Rule and Senate Rule 68 requiring bills to be read on three several days be suspended and that **S.B. 8** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 25, Nays 1.

Nays: Washington.

Absent: Howard.

Absent-excused: Glasgow, Lyon, Sims, Uribe.

The bill was read third time and was passed by the following vote: Yeas 26, Nays 0.

Absent: Howard.

Absent-excused: Glasgow, Lyon, Sims, Uribe.

**SENATE BILL 1 ON SECOND READING**

On motion of Senator Jones and by unanimous consent, all necessary rules, including the printing rule, were suspended to take up for consideration at this time on its second reading and passage to engrossment:

**S.B. 1**, Relating to transfers and adjustments of money for the purpose of effecting reductions in appropriations made for the support of the judicial, executive, and legislative branches of the state government, for the construction of state buildings, and for state aid to public junior colleges, for the fiscal year ending August 31, 1987; authorizing and prescribing conditions, limitations, rules, and procedures for allocating and expending the appropriated funds; and declaring an emergency.

The bill was read second time and was passed to engrossment viva voce vote.

**SENATE BILL 1 ON THIRD READING**

Senator Jones moved that the Constitutional Rule and Senate Rule 68 requiring bills to be read on three several days be suspended and that **S.B. 1** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 25, Nays 1.

Nays: Washington.

Absent: Howard.

Absent-excused: Glasgow, Lyon, Sims, Uribe.

The bill was read third time and was passed by the following vote: Yeas 26, Nays 0.

Absent: Howard.

Absent-excused: Glasgow, Lyon, Sims, Uribe.

**SENATE BILL 3 ON SECOND READING**

On motion of Senator Traeger and by unanimous consent, all necessary rules, including the printing rule, were suspended to take up for consideration at this time on its second reading and passage to engrossment:

**S.B. 3**, Relating to eligibility for a passenger train beverage permit; amending Section 48.03, Alcoholic Beverage Code, as added by Chapter 540, Acts of the 69th Legislature, Regular Session, 1985.

The bill was read second time and was passed to engrossment viva voce vote.

**SENATE BILL 3 ON THIRD READING**

Senator Traeger moved that the Constitutional Rule and Senate Rule 68 requiring bills to be read on three several days be suspended and that **S.B. 3** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 25, Nays 1.

Nays: Washington.

Absent: Howard.

Absent-excused: Glasgow, Lyon, Sims, Uribe.

The bill was read third time and was passed by the following vote: Yeas 26, Nays 0.

Absent: Howard.

Absent-excused: Glasgow, Lyon, Sims, Uribe.

### **SENATE BILL 13 ON SECOND READING**

On motion of Senator Leedom and by unanimous consent, all necessary rules, including the printing rule, were suspended to take up for consideration at this time on its second reading and passage to engrossment:

**S.B. 13**, Relating to rewards for state employee efforts that improve state government productivity.

The bill was read second time and was passed to engrossment viva voce vote.

### **SENATE BILL 13 ON THIRD READING**

Senator Leedom moved that the Constitutional Rule and Senate Rule 68 requiring bills to be read on three several days be suspended and that **S.B. 13** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 25, Nays 1.

Nays: Washington.

Absent: Howard.

Absent-excused: Glasgow, Lyon, Sims, Uribe.

The bill was read third time and was passed viva voce vote.

### **MEMORIAL RESOLUTION**

**S.R. 2** - By Mauzy: Memorial resolution for Judge Betheva "Beth" Ruth Wright.

### **ADJOURNMENT**

On motion of Senator Brooks, the Senate at 3:08 o'clock p.m. adjourned until 11:00 o'clock a.m. tomorrow.

### **SECOND DAY**

(Tuesday, September 9, 1986)

The Senate met at 11:00 o'clock a.m., pursuant to adjournment and was called to order by the President.

The roll was called and the following Senators were present: Barrientos, Blake, Brooks, Brown, Caperton, Farabee, Glasgow, Green, Harris, Henderson, Jones, Kothmann, Krier, Leedom, McFarland, Mauzy, Parker, Parmer, Santiesteban, Sarpalius, Sharp, Sims, Traeger, Truan, Uribe, Washington, Whitmire.

Absent: Howard.

Absent-excused: Edwards, Lyon, Montford.

A quorum was announced present.

Senator Roy Blake offered the invocation as follows:

Our Heavenly Father, we pause again to give thanks to You for another day to live on this earth. We ask that You would give us wisdom and strength and